

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

Public Servants – PR&RD Department - Allegations of irregularities in purchase of stationary and T&P material against Sri M.C.Ramudu, Superintendent, Office of the Executive Engineer, PR, Nandyal among others – Disciplinary proceedings initiated – Retire from service while on suspension - Case entrusted to COL., for detailed enquiry - The AO expired pending enquiry – Further disciplinary action abated – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (Vig.II) DEPARTMENT

G.O.Rt.No. 943

Dated:- 30-05-2012.

Read the following:-

1. G.O.Rt.No. 1836,PR&RD(VS.1) Dept., Dt:- 14-11-2002.
2. Govt.Memo.,955/VS.1/A3/2002-16,dt:-17-12-2002(charge memo)
3. G.O.Rt.No. 1324, PR&RD(VS.1) Dept., Dt:- 6-9-2003.
4. G.O.Rt.No. 779, PR&RD(Vig.II) Dept., Dt:- 9-5-2012.
5. Hon'ble A.P.Administrative Tribunal Orders, dt:- 5-8-2010 in OA No.3336/2007 filed by Sri M.D. Ramesh, S/o Late Sri M.C.Ramudu, Supdt., (Retd., & expired)

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ORDER:-

In the ref., 1st read above, Sri M.C. Ramudu, Superintendent, Office of the Executive Engineer, PR, among others, was kept under suspension on the allegation of irregularities in purchase of stationary and T & P material and subsequently disciplinary proceedings were also initiated vide Govt.Memo. 2nd read above, and the A.O. was reinstated into service and retired from service on 30.6.2003 A.N. on attaining the age of superannuation. The disciplinary case has been entrusted to the Commissioner of Inquiries for detailed enquiry vide ref., 3rd read above and recently the case was re-assigned to Sri Lingaraj Panigrahi, IAS.,COL.,to conduct enquiry, vide ref. 4th read above, and the Enquiry report is awaited. The Accused Officer was sanctioned Provisional Pension vide G.O.Rt.No.1029, PR & RD (Vig.II) Dept., Dt:12.7.04. The Chief Executive Officer, ZPP., Kurnool has informed that the Provisional Pension was sanctioned to the Applicant w.e.f. 1.7.2003, has been stopped by the Sub-Treasury Officer, Nandyal due to his death on 14.4.2006.

2. Further, Sri M.C. Ramesh, S/o Late M. C. Ramudu, Supdt. (Retd.), PR Division, Nandyal has filed an O.A. No. 3336/2007 in Andhra Pradesh Administrative Tribunal, Hyderabad for release of full pensionary benefits due to his father, and the Andhra Pradesh Administrative Tribunal., vide it's Orders Dt:5.8.2010, has disposed of the said O.A.with a direction to the respondents i.e., to Government that to release the amount of Gratuity and difference of Pension from 1.7.2003 to 14.4.2006 and to regularize the period of suspension and to pay full salary and allowances from 17.11.2002 to 30.6.2003 payable to the father of the Applicant, to the Applicant.

3. Keeping in view the orders of the Hon'ble Andhra Pradesh Administrative Tribunal., and taking into consideration of the fact that the Accused Officer Sri M.C. Ramudu, Superintendent (Retired) was expired, Government, after careful examination of the matter with the material on record and in consultation with the Advisory Departments decided and hereby, order to abate the further

disciplinary action against Sri M. C. Ramudu, Supdt., (Retd.) and the period of his suspension from 17-11-2002 to 30-6-2003 (i.e., date of his suspension to date of his reinstatement/retirement) is regularized as "DUTY" in terms of sub-rule (2) of F.R. 54-B.

The Commissioner of Panchayat Raj, Hyderabad/ The Chief Executive Officer, ZPP., Kurnool District shall take necessary further action accordingly and pay full salary and allowances for the above said duty period to the legal heirs of the Accused Officer. They shall also withheld the entire retirement gratuity commuted value of pension and encashment of leave, if any, payable to the A.O., from 1-7-2003 to 14-4-2006 (i.e., date of his reinstatement into duty to date of his death) in terms of sub-rule (7) of rule 9 of Andhra Pradesh Revised Pension Rules, 1980 until the liability of the deceased Accused Officer is determined in the common enquiry, which has been ordered vide GO., 3rd read above., and is pending finalization before the Commissioner of Inquiries.

The Commissioner of Panchayat Raj, Hyderabad/ The Chief Executive Officer, ZPP., Kurnool District shall take action regarding sanction of family pension to the legal heirs of the deceased employee in terms of GO Ms.No. 315, Fin. (Pen-1) Dept., Dated:- 7-10-2010 and GO Ms.No. 353, Fin., (PSC) Dept., dt:- 4-12-2010 r/w rule 50 of the Andhra Pradesh Revised Pension Rules, 1980 duly withholding dearness relief on family pension in terms of instructions/ procedure contained in GO Ms.No.227, Fin,(Pen-1) Dept., dt:- 29-5-2001.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

C.R.BISWAL

PRINCIPAL SECREARY TO GOVERNMENT

To

Sri M. Ramesh, S/o Late M.C. Ramudu, Supdt., (Retd.), Nandyal through
the CEO., ZP., Kurnool Dist.,
The CPR&RE., Hyd.,
The CEO., ZPP., Kurnool Dist.

Copy to:- The Secy., to APVC., Hyd.,
The GP for PR., APAT., Hyd.,
The GA (COI-JR) Dept.,
The DG., ACB., Hyd.,
Sf/Sc.

//Forwarded : By Order//

SECTION OFFICER